

**United States Bankruptcy Court  
Central District of California  
Los Angeles  
Judge Sheri Bluebond, Presiding  
Courtroom 1539 Calendar**

**Tuesday, November 9, 2021**

**Hearing Room 1539**

10:00 AM

**2:00-00000**

**Chapter**

**#0.00**

**All hearings scheduled for today will be rescheduled to  
November 18, 2021 @ 10am**

Docket 0

**\*\*\* VACATED \*\*\***

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

**United States Bankruptcy Court  
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**Hearing Room 1539**

2:00 PM

**2:19-16040 Alfredo F Torres**

**Chapter 7**

**#200.00** Status Conference re: Debtor's Motion re: Objection to Claim Number 2 by Claimant Vicente Torres.

fr. 11-6-19, 2-11-20, 3-10-20, 5-5-20, 7-14-20, 10-20-20, 11-10-20, 2-23-21, 6-8-21, 9-28-21

Docket 40

**\*\*\* VACATED \*\*\* REASON: MATTER RESCHEDULED TO 11/18/21 @ 10AM**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

Deem objections to be an adversary proceeding for procedural purposes and discuss with parties relationship between this proceeding and the pending litigation in LASC. Should that action be removed to bankruptcy court and consolidated with these objections? Should the court grant relief from stay and permit issues to be litigated in state court?

Hearing required.

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3/4/20 -- Court approved stipulation continuing status conference to May 5, 2020 at 2:00 p.m. and extending deadline for filing joint status report to April 21, 2020. OFF CALENDAR FOR MARCH 10, 2020.

4/21/20 -- Court approved stipulation continuing status conference to July 14, 2020 at 2:00 p.m. and extending deadline for filing joint status report to June 30, 2020. OFF CALENDAR FOR MAY 5, 2020.

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Tentative Ruling for July 14, 2020:

Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

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7/22/20 -- Court approved scheduling order setting following dates:

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**CONT... Alfredo F Torres**

**Chapter 7**

L/D to file joint status report -- October 6, 2020  
L/D to complete mediation -- October 20, 2020  
L/D to lodge order appointing mediators -- August 10, 2020  
Cont'd status conference -- October 20, 2020 at 2:00 pm

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8/10/20 -- Court signed order appointing mediators.

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10/5/20 -- Court approved stipulation continuing status conference to November 10, 2020 at 2:00 p.m., extending the deadline to complete mediation to October 26, 2020 and moving the deadline to file a joint status report to October 27, 2020. OFF  
CALENDAR FOR OCTOBER 20, 2020.

-----  
Tentative Ruling for November 10, 2020:

Set discovery cutoff for February of 2021 and final status conference for approximately same time frame. Extend deadline for completion of mediation so that parties can participate in another day of mediation.

11/13/20 -- Court approved scheduling order setting following dates:

Cont'd status conference -- February 23, 2021 at 2:00 p.m.  
L/D to file joint status report -- February 9, 2021  
L/D to conduct discovery -- February 26, 2021  
L/D to complete mediation -- February 23, 2021

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Tentative Ruling for February 23, 2021:

Extend discovery cutoff by 60 days. Order the parties to complete a second day of mediation. Set deadline for filing pretrial motions and set pretrial conference.

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2/24/21 -- Court approved scheduling order with following dates:

Cont'd status conference -- May 25, 2021 at 2:00 p.m.  
L/D to file pretrial motions -- April 13, 2021  
L/D for pretrial motions to be heard -- May 25, 2021 at 2:00 p.m.

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**CONT... Alfredo F Torres**

**Chapter 7**

L/D to complete discovery -- April 30, 2021

L/D to complete second day of mediation -- May 25, 2021

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5/4/21 -- Court approved stipulation continuing hearing to June 8, 2021 at 2:00 p.m.  
OFF CALENDAR FOR MAY 25, 2021.

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Tentative Ruling for June 8, 2021:

Issue OSC why debtor should not be held in contempt for failing to comply with this Court's February 24, 2021 order directing him to complete a second day of mediation by date of continued status conference.

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[Objection to Claim No. 3 resolved (except with regard to amount due) by summary judgment on June 8, 2021.]

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6/9/21 -- Court signed scheduling order continuing status conference to September 28, 2021 at 2:00 p.m. and requiring parties to complete a day of mediation by then.  
Parties are to lodge order appointing mediator by June 21, 2021.

6/23/21 -- Court approved order appointing mediators.

-----  
Tentative Ruling for September 28, 2021:

Parties report that mediation was completed, but that matter did not settle at mediation. Court resolved objections to claim no. 3 (secured claim) in order entered June 14, 2021, which granted summary judgment in favor of creditor Teresa Torres, overruling debtor's objection in full; however, that order provides that issues concerning the correct amount of the claim need to be resolved as between the creditor and the chapter 7 trustee. Has any progress been made on this front?

With regard to claim no 2, the following issues remained unresolved as of the last hearing -- whether creditor is entitled to assert a claim for charges incurred on behalf of the business A-1 Sandblasting, and whether creditor is entitled to a 1/3 share profits and rents generated by the business/business premises. Parties reported that business was still operating.

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**CONT... Alfredo F Torres**

**Chapter 7**

In joint status report, parties report that creditor and trustee's counsel are discussing claim amounts for both claims 2 and 3 and are optimistic that they will resolve these issues. If the creditor enters into a compromise on these amounts that is approved by the court, all parties will be bound by this result. Parties also report their belief that trustee plans to sell the real property but that they do not know what the trustee's intention is with regard to the business.

Trustee needs to be involved in this matter. If trustee does not attend status conference, continue status conference for approximately 30 days and enter order directing trustee to attend status conference.

<b>Party Information</b>
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**Debtor(s):**

Alfredo F Torres

Represented By  
Antonio John Ibarra  
John D Monte

**Movant(s):**

Alfredo F Torres

Represented By  
Antonio John Ibarra  
John D Monte

**Trustee(s):**

Wesley H Avery (TR)

Represented By  
David M Goodrich

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2:00 PM

**2:19-14066 David Gomez**

**Chapter 7**

Adv#: 2:19-01221 PEOPLE OF THE STATE OF CALIFORNIA ex rel. ILWU-PMA v. Gomez

**#201.00** Status Conference re: Plaintiff's Motion For Summary Judgment

fr. 2-9-21

Docket 66

**\*\*\* VACATED \*\*\* REASON: MATTER RESCHEDULED TO 11/18/21 @  
10AM**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

Deny motion without prejudice as premature, or continue hearing until state court action has been resolved and debtor's liabilities have been liquidated. Court cannot make a determination that a judgment that has not yet been entered, once entered, will be nondischargeable. Court needs to see what the state court actually decides to ascertain whether or not any judgment for plaintiff that may be produced is nondischargeable. In the alternative, plaintiff could prove up its damages in this adversary proceeding, but plaintiff has not attempted to do so in this motion. At this point, there aren't any debts that can be declared nondischargeable.

<b>Party Information</b>
--------------------------

**Debtor(s):**

David Gomez

Represented By  
Raj T Wadhvani

**Defendant(s):**

David Gomez

Represented By  
Warren M Stanton

**Plaintiff(s):**

PEOPLE OF THE STATE OF

Represented By  
Michael R Pinkston

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**CONT... David Gomez**

**Chapter 7**

Maisie C Sokolove  
Christine S Hwang  
S Bradley Perkins  
Thomas E Fraysse  
Elizabeth Medrano  
Peter W Saltzman  
Justin T Curley  
D Ward Kallstrom

ILWU-PMA WELFARE PLAN

Represented By  
Michael R Pinkston  
Maisie C Sokolove  
Christine S Hwang  
S Bradley Perkins  
Thomas E Fraysse  
Elizabeth Medrano  
Peter W Saltzman  
Justin T Curley  
D Ward Kallstrom

**Trustee(s):**

Peter J Mastan (TR)

Pro Se

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2:00 PM

**2:19-14066 David Gomez**

**Chapter 7**

Adv#: 2:19-01221 PEOPLE OF THE STATE OF CALIFORNIA ex rel. ILWU-PMA v. Gomez

**#202.00** Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by PEOPLE OF THE STATE OF CALIFORNIA ex rel. ILWU-PMA WELFARE PLAN, ILWU-PMA WELFARE PLAN against David Gomez

fr. 9-17-19, 11-5-19, 2-11-20, 4-7-20, 7-14-20, 10-20-20, 1-19-21, 2-9-21

Docket 1

**\*\*\* VACATED \*\*\* REASON: MATTER RESCHEDULED TO 11/18/21 @ 10AM**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

Tentative Ruling for September 17, 2019:

Plaintiff obtained and served alias summons. Response to complaint is not due until September 26, 2019. Continue status conference to November 5, 2019 at 2:00 p.m. APPEARANCES WAIVED ON SEPTEMBER 17, 2019.

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Tentative Ruling for November 5, 2019:

A status report is not required when the defendant has not responded to the complaint, and, in any event, counsel should not use Judge Zurzolo's form of status report for this judge. Counsel should also be aware that it is inappropriate for an attorney to file a declaration attesting to his personal knowledge of facts that are not within his personal knowledge. Counsel should have prepared this declaration for his paralegal's signature.

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

11/6/19 -- Court entered scheduling order setting status conference for February 11, 2020 at 2:00 p.m. and setting deadline of January 21, 2020 for defendant to file motion to set aside



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**CONT...**      **David Gomez**  
default.

**Chapter 7**

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Tentative Ruling for February 11, 2020:

Continue status conference for approximately 90 days. If defendant fails to file response to complaint within time limit set forth in response to motion on calendar as number 207, plaintiffs should take defendant's default, serve and file a motion for default judgment and set it for hearing at same date and time as continued status conference.

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Tentative Ruling for April 7, 2020:

At request of parties, continue status conference to July 14, 2020 at 2:00 p.m. Parties should file joint status report not later than June 30, 2020.  
APPEARANCES WAIVED ON APRIL 7, 2020.

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Tentative Ruling on July 14, 2020:

This action has been pending for a year, and yet the parties have not yet met and conferred in compliance with LBR 7026-1? Court appreciates that parties may wish to avoid costs associated with discovery, but it is time for this matter to either be resolved or to move forward. Set continued status conference. Require parties to complete a day of mediation prior to date of continued status conference. (There are mediators willing to conduct mediations via Zoom.)

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Final Ruling from July 14, 2020:

Defendant did not appear at status conference. Court continued status conference to October 20, 2020 at 2:00 p.m. and directed parties to file joint status report by October 6, 2020. Plaintiff should file and serve a notice of the continued status conference.

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Tentative Ruling for October 20, 2020:

Is there any difference between the joint status report filed on October 6, 2020 and that filed on October 7, 2020?

Continue status conference to date that can serve as hearing date on motions that

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**CONT...**      **David Gomez**  
                 plaintiff intends to file.

**Chapter 7**

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12/9/20 -- Court approved stipulation continuing hearing to February 9, 2021 at 2:00  
p.m. OFF CALENDAR FOR JANUARY 19, 2021.  
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Tentative Ruling for February 9, 2021:

Revisit status of action after conclusion of hearing on matter no. 203.

<b>Party Information</b>
--------------------------

**Debtor(s):**

David Gomez

Represented By  
Raj T Wadhvani

**Defendant(s):**

David Gomez

Represented By  
Warren M Stanton

**Plaintiff(s):**

PEOPLE OF THE STATE OF

Represented By  
Michael R Pinkston  
Maisie C Sokolove  
Christine S Hwang  
S Bradley Perkins  
Thomas E Fraysse  
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**CONT... David Gomez**

**Chapter 7**

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Peter J Mastan (TR)

Pro Se